

1 THE HONORABLE JOHN C. COUGHENOUR
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 Plaintiff,

v.

12 ALVIN HENRY WHITESIDE,

13 Defendant.

CASE NO. CR09-0116-JCC

ORDER

15 This matter comes before the Court on the parties' stipulated motion to dismiss the
16 Petition for Warrant or Summons for Offender Under Supervision (Dkt. No. 83). Defendant
17 Alvin Henry Whiteside was arrested and ordered detained on September 3, 2019, for having
18 allegedly committed the crime of assault. However, the victim of the alleged assault recanted on
19 the record at Mr. Whiteside's initial appearance, and the victim has subsequently repeated that
20 recantation to local law enforcement and the probation office. The government, having conferred
21 with Probation and reviewed the relevant reports, does not believe that it can prove the violation
22 at this time. Accordingly, the Court ORDERS that:

- 23 1. Violation number 1 of the Petition for Warrant or Summons for Offender Under
24 Supervision (Dkt. No. 75) is hereby dismissed. Probation may reassert the violation
25 conduct should circumstances change;
- 26 2. Mr. Whiteside should be released forthwith;

3. Mr. Whiteside shall report to the probation office after his release as directed by the probation officer; and
 4. Mr. Whiteside shall remain on supervision on all of the original conditions.

DATED this 11th day of September 2019.

John C. Conahan

John C. Coughenour
UNITED STATES DISTRICT JUDGE